

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

W. A. DREW EDMONDSON, in his capacity)
as Attorney General of the State of Oklahoma)
and Oklahoma Secretary of the Environment C.)
MILES TOLBERTS, in his capacity as the Trustee)
for Natural Resources for the State of Oklahoma,)

Plaintiff,)

v.)

Case No. CV-05-0329-JOE-SAJ

TYSON FOODS, INC., et al.)

Defendants,)

TYSON FOODS, INC.,)
TYSON POULTRY, INC., TYSON CHICKEN,)
INC., COBB-VANTRESS, INC., GEORGE'S,)
INC., GEORGE'S FARMS, INC.,)
PETERSON FARMS, INC., SIMMONS FOODS,)
INC., and WILLOW BROOK FOODS, INC.,)

Third-Party Plaintiffs,)

SUZANNE M. ZEIDERS, ET AL.,)

Third-Party Defendants.)

ANSWER OF SUZANNE M. ZEIDERS

COMES NOW Suzanne M. Zeiders and for her Answer to the Third Party Complaint of the Third Party Plaintiffs herein, denies both generally and specifically every allegation therein contained, except as shall hereinafter be specifically admitted as true.

1. For further Answer Defendant can neither admit nor deny the allegations contained in Paragraphs 1 through 118, and 120 through 221, therefore Defendant denies said allegations and demands strict proof thereof.

2. The allegations contained in Paragraph 119 are admitted in part and denied in part. It is admitted that Suzanne M. Zeiders owns the real property described in Paragraph 119. It is specifically denied that said Defendant has ever applied fertilizer or other chemicals on the described property. It is further specifically denied that said Defendant has caused or allowed phosphorous or other constituents to be released from the described property in the Illinois River.

3. Defendant alleges that the Third Party Complaint fails to state facts sufficient to state a claim for relief against this Defendant.

4. Defendant alleges that the Third Party Complaint was filed without any adequate factual basis against this Defendant, and is frivolous and is filed in bad faith.

5. Defendant denies that the Third Party Plaintiffs are entitled to any relief under the Third Party Complaint against this Defendant.

6. Defendant alleges that she is entitled to recover her costs and reasonable attorney fee against the Third Party Plaintiffs, together with such further relief as to which she may be justly entitled.

WHEREFORE, Third Party Defendant, Suzanne M. Zeiders, prays that the Third Party Plaintiffs take nothing by their Complaint and that she has such just relief as is proper, along with her attorney fees and costs.

Respectfully submitted,

SELBY, CONNOR, MADDUX & JANER

BY: /s/ Thomas Janer

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CERTIFICATE OF MAILING

We hereby certify that on June 2, 2006, we electronically transmitted the foregoing document to the Clerk of the Court using the ECF System for filing and served the foregoing by mail on the following, who are not registered participants in the ECF System:

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